

nonrefueling outages, and a prerefueling phase.

#### Contents of the Monthly Operating Report

Routine reports of operating statistics and shutdown experience are needed to support the NRC Performance Indicator Program. Therefore, the following information should continue to be provided in the monthly operating report:

- Docket Number, Unit Name, Date, Name and Telephone Number of Preparer, and Reporting Month

This information is needed for administrative, tracking, and data entry purposes for the PI Program.

- Unit Shutdowns, including:
  - Sequential number of shutdown for calendar year
  - Date of start of shutdown
  - Type (Forced or Scheduled)
  - Duration (hours)—to the nearest tenth of an hour
  - Reason for shutdown
  - Method of shutting down the reactor
  - Corrective actions/comments
  - Narrative summary of monthly operating experience

This information is needed to calculate the following performance indicators in the PI report: forced outage rate and equipment-forced outages per 1000 commercial critical hours. The information is also used to confirm the operational phase of each event. The operational phase is identified in the PI

report for various initiators: automatic trip while critical, safety system actuation, significant event, safety system failure, and cause codes.

- Number of Hours the Reactor Was Critical

This information is needed to calculate the equipment forced outage indicator and to tabulate critical hours in the PI report.

- Number of Hours the Generator Was On Line (Service Hours)

This information is needed to calculate the forced outage rate indicator in the PI report.

Appendices A and B of this attachment provide further guidance concerning the information that should continue to be submitted. Appendices A and B may also be used as a guide for the format of the information submitted in the monthly operating report. The completed operating report should be submitted by the tenth of the month following the calendar month covered by the report to Document Control Desk, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555-0001.

Dated at Rockville, Maryland, this 11th day of August, 1995.

For the Nuclear Regulatory Commission.

**Brian K. Grimes,**

*Acting Director, Division of Reactor Program Management, Office of Nuclear Reactor Regulation.*

#### Appendix A—Operating Data Report

No.	Date	Type F: Forced S: Scheduled	Duration (Hours)	Reason (1)	Method of Shutting Down (2)	Cause/Corrective Actions
						Comments
						(1) Reason A—Equipment Failure (Explain) B—Maintenance or Test C—Refueling D—Regulatory Restriction E—Operator Training/License Examination F—Administrative G—Operational Error (Explain) H—Other (Explain) (2) Method 1—Manual 2—Manual Trip 3—Automatic Trip 4—Continuation 5—Load Reduction 6—Other (Explain)

#### SUMMARY:

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#### OFFICE OF MANAGEMENT AND BUDGET

#### Office of Federal Procurement Policy

#### Procurement Regulatory Activity Report; Availability

**AGENCY:** Office of Management and Budget, Office of Federal Procurement Policy.

**ACTION:** Notice of availability of the *Procurement Regulatory Activity Report, Number 11.*

**SUMMARY:** Subsections 25(g) (1) and (2) of the Office of Federal Procurement Policy (OFPP) Act, as amended by Public Law 100-679, codified at 41 U.S.C. § 421(g), require the Administrator for Federal Procurement Policy to publish a report within six months after the date of enactment and every six months thereafter relating to the development of procurement regulations.

Docket No. \_\_\_\_\_  
 Unit Name \_\_\_\_\_  
 Date \_\_\_\_\_  
 Completed By \_\_\_\_\_  
 Telephone \_\_\_\_\_

(This report should continue to be furnished on a monthly basis by licensees.)

Reporting Period: (Month/Year) \_\_\_\_\_

#### MONTH YEAR-TO-DATE CUMULATIVE

1. Number of Hours the Reactor Was Critical.  
The total number of hours during the reporting period that the reactor was critical.
2. Number of Hours the Generator Was On Line. (Also called Service Hours.) The total number of hours during the reporting period that the unit operated with breakers closed to the station bus.

#### Appendix B—Unit Shutdowns

Docket No. \_\_\_\_\_  
 Unit Name \_\_\_\_\_  
 Date \_\_\_\_\_  
 Completed By \_\_\_\_\_  
 Telephone \_\_\_\_\_  
 Reporting Period: (Month/Year) \_\_\_\_\_

Accordingly, OFPP has prepared this report, which is designed to satisfy all aspects of subsections 25(g) (1) and (2) of the OFPP Act, and includes information on the status of each regulation; a description of those regulations required by statute; a description of the methods by which public comment was sought; regulations, policies, procedures, and forms under review by the OFPP; whether the regulations have paperwork requirements; the progress made in promulgating and implementing the Federal Acquisition Regulation; and

such other matters as the Administrator determines to be useful.

**ADDRESSES:** Those persons interested in obtaining a copy of the procurement Regulatory Activity Report may contact the Executive Office of the President Publications Service, Room 2200, 725 17th Street, NW., Washington, DC 20503, or phone 202-395-7332.

**ADDITIONAL INFORMATION:** For additional information write the Office of Federal Procurement Policy, 725 17th Street, NW., Washington, DC 20503 or call 202-395-6803.

Dated: August 15, 1995.

**Steven Kelman,**  
Administrator.

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## SECURITIES AND EXCHANGE COMMISSION

[Release No. 34-36096; File No. SR-Phlx-95-51]

### Self-Regulatory Organizations; Notice of Filing of Proposed Rule Change by the Philadelphia Stock Exchange, Inc. Relating to Employee Trading Accounts

August 11, 1995.

Pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934 ("Act"),<sup>1</sup> notice is hereby given that on July 17, 1995, the Philadelphia Stock Exchange, Inc. ("Phlx" or "Exchange") filed with the Securities and Exchange Commission ("Commission") the proposed rule change as described in Items I, II, and III below, which Items have been prepared by the self-regulatory organization. The Commission is publishing this notice to solicit comments on the proposed rule change from interested persons.

#### I. Self-Regulatory Organization's Statement of the Terms of Substance of the Proposed Rule Change

The Exchange proposes to amend Phlx Rule 751 to require employees of member organizations to receive permission from their employer before opening a securities trading account. Specifically, member and participant organizations would be prohibited from carrying an account or transaction for employees of a member or participant organization, unless the employer consents in writing. Further, the employer would receive duplicate copies of the employees' confirmation reports and trading account statements. The Exchange also proposes to retitle

the rule from "Transactions for Clerks Entitled to Access to Floor" to "Accounts of Employees of Member or Participant Organizations."

#### II. Self-Regulatory Organization's Statement of the Purpose of, and Statutory Basis for, the Proposed Rule Change

In its filing with the Commission, the self-regulatory organization included statements concerning the purpose of an basis for the proposed rule change and discussed any comments it received on the proposed rule change. The text of these statements may be examined at the places specified in Item IV below. The self-regulatory organization has prepared summaries, set forth in Sections A, B, and C below, of the most significant aspects of such statements.

##### A. Self-Regulatory Organization's Statement of the Purpose of, and Statutory Basis for, the Proposed Rule Change

###### 1. Purpose

Phlx Rule 751 currently requires that a member organization carrying the account of a clerk entitled to access the Floor of the Exchange must receive prior approval from the Business Conduct Committee ("BCC"). Thus, the current rule impacts floor clerks only and does not provide for employer knowledge of a trading account.

Accordingly, the Exchange proposes to amend Phlx Rule 751 as proposed above. The proposed language would replace BCC approval with employer consent and expand coverage to all employees associated with a member or participant organization. The employer also would receive duplicate confirmations and account statements in order to effectively monitor the employees' ongoing securities transactions. The Exchange believes that BCC approval is an ineffective monitoring mechanism because it provides for the initial approval for the opening of such accounts, but has no reporting requirements that would allow for the ongoing supervision of such accounts. Moreover, the Rule's current application to floor clerks only does not reach non-floor employees who are also subject to supervision requirements and for whom employee awareness also is needed to deter and detect abuses.<sup>2</sup>

The purpose of these changes is to bolster the requirements respecting

employee trading accounts. By increasing the employers' awareness of its employees' trading patterns through the use of employer consent and duplicate records relating to the account, the Exchange believes member organizations will be able to supervise their employees more effectively. In addition to being consistent with many firms' current procedures, the Exchange notes that this proposal is congruous with the rules of other self-regulatory organizations.<sup>3</sup>

###### 2. Statutory Basis

The proposed rule change is consistent with Section 6(b)<sup>4</sup> of the Act in general and furthers the objectives of Section 6(b)(5)<sup>5</sup> in particular in that it is designed to prevent fraudulent and manipulative acts and practices, and to protect investors and the public interest by bolstering the restrictions on employee trading accounts and thereby improve employer supervision.

##### B. Self-Regulatory Organization's Statement on Burden on Competition

The Exchange believes the proposed rule change will impose no burden on competition that is not necessary or appropriate in furtherance of the purposes of the Act.

##### C. Self-Regulatory Organization's Statement on Comments on the Proposed Rule Change Received From Members, Participants, or Others

The Exchange has neither solicited nor received written comments.

#### III. Date of Effectiveness of the Proposed Rule Change and Timing for Commission Action

Within 35 days of the publication of this notice in the **Federal Register** or within such other period (i) as the Commission may designate up to 90 days of such date if it finds such longer period to be appropriate and publishes its reasons for so finding or (ii) as to which the self-regulatory organization consents, the Commission will:

(A) by order approve the proposed rule change, or

(B) institute proceedings to determine whether the proposed rule change should be disapproved.

#### IV. Solicitation of Comments

Interested persons are invited to submit written data, views, and arguments concerning the foregoing.

<sup>2</sup> See Phlx Rule 748 (requiring members to supervise all accounts handled by their registered representatives); Phlx Rule 761 (mandating that member organizations maintain written supervisory procedures as required by the Insider Trading and Securities Fraud Enforcement Act of 1988).

<sup>3</sup> See New York Stock Exchange Rule 407; American Stock Exchange Rule 416; Pacific Stock Exchange Rule 9.2; and NASD Rules of Fair Practice, Article III, Section 28.

<sup>4</sup> 15 U.S.C. 78f(b).

<sup>5</sup> 15 U.S.C. 78f(b)(5).

<sup>1</sup> 15 U.S.C. 78s(b)(1).